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13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE DISTRICT OF ARIZONA

15
16 MERRICK BANK CORPORATION,

17 Plaintiff,

18 vs.

19 SAVVIS INC.; SAVVIS
20 COMMUNICATIONS CORP.,

21 Defendants.

17 NO. CV-09-1088-TUC-CKJ

18
19 **MERRICK BANK**
CORPORATION'S DISCLOSURE
OF FACT WITNESSES

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1 Plaintiff Merrick Bank Corporation (“Merrick”), by and through its attorneys,
2 Quarles & Brady LLP and Satterlee Stephens Burke & Burke LLP, pursuant to the
3 Court’s December 29, 2008 Scheduling Order, hereby identifies the following fact witness
4 it may use at trial:

5 Joseph Majika

6 David Van Horn

7 David Watson

8 Mark Johnson

9 Craig Davis

10 Linda Ford

11 John Perry

12 Laurel Wadlund

13 Steve McHenry

14 Andrew Tate

15 Gary Levine

16 John Sutherland

17 Art Badger

18 Paul Harker

19 Adam Chovanak

20 Kipp Drake

21 Margi White

22 The information contained in this disclosure statement is based upon information
23 now available to Merrick. Further investigation and examination may uncover additional
24 information and documents relating to this disclosure. Merrick reserves the right to
25 revise, correct, add or clarify any of the statements set forth herein. Merrick also reserves
26 the right to call any witness identified by the other parties to this action.

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Dated: New York, New York
2 March 1, 2010

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By: /s/ James Regan
11 James Regan
12 Attorneys for Merrick Bank Corporation

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1 CERTIFICATE OF SERVICE

2 I hereby certify that a true and complete copy of the foregoing was emailed to the
3 following on March 1, 2010:

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5 Alison Plessman
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17 _____
18 /s/ James Regan
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